

**Browns B Re-Offer Timber Sale  
Prospectus Attachment**

**20. GENERAL.**

See sample contract for details, the sample contract can be accessed at [http://www.fs.usda.gov/goto/South\\_Zone\\_Timber\\_Sales](http://www.fs.usda.gov/goto/South_Zone_Timber_Sales) or you may contact the District to obtain or view the contract.

**Provision C2.3#- “Reserve Trees”** is included in this contract. See sample contract for details. Reserve trees are marked in White Tracer paint.

**Provision C2.357#- “Individual Trees (Cut Tree Marking)”** is included in this contract. See sample contract for details. Trees are marked with Blue and Green Tracer paint.

**Provision C4.212 - “Temporary Reduction of Downpayment”** is included in this contract. See sample contract for details.

**Provision C5.12# - “Use of Roads by Purchaser”** is included in this contract. See sample contract for details. Road use restrictions include: Hauling prohibited on NFSR 706 from Junction NFSR 710.1A to Count Road CC36.

**Provision C5.31# - “Road Maintenance Requirements”** is included in this contract. See sample contract for more details. Lists applicable pre-haul, during haul and post-haul specifications.

**Provision C5.32# - “Road Maintenance Deposit Schedule”** is included in this contract. See sample contract for details. The required deposit for Forest Service work in lieu of Purchaser performance and for deferred maintenance is: \$1.14/CCF.

**Provision C5.35# - “Closure of Temporary Roads”** is included in this contract. See sample contract for more details. There are five temporary roads within this sale. After use of these roads is finished the Purchaser shall: Put in water bars, pull stumps and slash back onto roadbed, construct earthen barriers at entrance, pull drainage structures used for crossings and seed as specified in C6.601#.

**Provision C6.32# - “Protection of Reserve Trees”** is included in this contract. See sample contract for details.

**Provision C6.411# - “Felling and Bucking (Special Objectives)”** is included in this contract. See sample contract for details. Trees shall be felled, as safety permits, to angle in the direction of skidding.

**Provision C6.42# - “Skidding and Yarding (Special Objectives)”** is included in this contract. See sample contract for details.

Contract Species Information:

Species volume for this sale consists of:

Douglas-fir & Other Species, Live and Dead sawlogs, 400 CCF

Ponderosa Pine, Live and Dead sawlogs, 180 CCF

Douglas-fir & Other Species, Live and Dead miscellaneous convertibles, 254 CCF

Total Volume: 834 CCF

Multiple purchasers may be using the same road system for other sales and road maintenance responsibilities could be shared.

Due to NEPA constraints under the Small Sales Checklist, there will be no additional temporary roads in this sale, except the ones shown on the logging plan and in the appraisal.

Bidders are advised that haul routes for this timber sale may be over roads or bridges which have restrictions or are otherwise inappropriate for use. Before bidding, bidders should make sure that routes they plan on using can legally be used.

The Forest Service may take up to 90 days to award contract.

This is a salvage sale to harvest mostly dead and dying timber. Provision C8.212 - Market Related Contract Term Addition (MRCTA), is not included in this contract. Deterioration or loss of timber value following or as a result of insect infestation shall not be an unexpected event under provision B8.12 - Liability for Loss.

The purchaser must submit a general operating plan to the Contracting Officer for approval before operations begin or within 60 days of sale award, whichever is earlier. The plan must show how the purchaser plans to complete the contract by the termination date. In addition to the general operating schedule, the purchaser must submit an annual schedule of operations before commencing operations. This schedule will include the anticipated major activities and needs for harvest. This annual schedule of operations does not require concurrence of the Forest Service.

All new prospective bidders will need to register at [www.sam.gov](http://www.sam.gov) to be able to receive payments from the government's new financial system. All bidders who previously registered in the CCR database and were awarded a sale have been converted to the SAM database.

The Surety Bond Guarantee (SBG) Program regulations have been amended to allow SBA to guarantee bid and performance bonds for timber sale contracts. Under these contracts, the small business or principal pays the obligee an agreed amount to harvest the lumber or other forest products, such as biomass. A bond is often required to ensure compliance with contract terms and conditions that are associated with forest management, including the protection of natural resources, erosion control, and road maintenance. This change applies to contracts administered by the U.S. Forest Service and other public and private entities.

It is effective on March 25, 2011.

The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs and activities on the basis of race, color, national origin, gender, religion, age, disability, political beliefs, sexual orientation, and marital or family status. (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of

program information (Braille, large print, audio tape, etc.) should contact USDA's TARGET Center at 202-720-2600 (voice and TDD).

To file a complaint of discrimination write USDA, Director, Office of Civil Rights, Room 326-W, Whitten Building, 1400 Independence Avenue, SW, Washington DC 20250-9410 or call 202-720-5964 (voice and TDD). USDA is an equal opportunity provider and employer.

**FAXED BIDS** – The sealed bidding process is designed to protect the confidentiality of bids up to the time of the scheduled bid opening. The confidentiality of bids submitted by FAX cannot be maintained. Consequently, FAXed bids will not be accepted and if sent will be considered as **NONRESPONSIVE**. Bidders are advised to submit their bids in sealed envelopes in accordance with instructions provided in the solicitation.

The bidder must certify pursuant to the provisions of the following AD560 that they do not maintain segregated facilities and that their facilities are maintained in a manner such that segregation cannot result. Contractors are in turn required to receive such assurances from subcontractors.

#### **CERTIFICATION OF NONSEGREGATED FACILITIES**

(a) Segregated facilities, as used in this provision, means any waiting rooms, work areas, rest rooms and wash rooms, restaurants and other eating areas, time clocks, locker rooms and other storage or dressing areas, parking lots, drinking fountains, recreation or entertainment areas, transportation, and housing facilities provided for employees, that are segregated by explicit directive or are in fact segregated on the basis of race, color, religion, or national origin because of habit, local custom, or otherwise.

(b) By the submission of this offer, the offeror certifies that it does not and will not maintain or provide for its employees any segregated facilities at any of its establishments, and that it does not and will not permit its employees to perform their services at any location under its control where segregated facilities are maintained. The offeror agrees that a breach of this certification is a violation of the Equal Opportunity provision in the contract.

(c) The offeror further agrees that (except where it has obtained identical certifications from proposed subcontractors for specific time periods) it will -

(1) Obtain identical certifications from proposed subcontractors before the award of subcontracts under which the subcontractor will be subject to the Equal Opportunity provision:

(2) Retain the certifications in the files; and

(3) Forward the following notice to the proposed subcontractors (except if the proposed subcontractors have submitted identical certifications for specific time periods):

#### **NOTICE TO PROSPECTIVE SUBCONTRACTORS OF REQUIREMENT FOR CERTIFICATIONS OF NONSEGREGATED FACILITIES**

A Certification of Nonsegregated Facilities must be submitted before the award of a subcontract under which the subcontractor will be subject to the Equal Opportunity provision. The certification may be submitted either for each subcontract or for all subcontracts during a period (i.e., quarterly, semiannually, or annually).

**NOTE:** The penalty for making false statements in offers is prescribed in 18 U.S.C. 1001.

